IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.42321 of 2008
GULAB SAH SON OF LATE KUTAI SAH
PREMLATA DEVI WIFE OF GULAB SAH
BOTH RESIDENT OF VILLAGE- SULTANGANJ,
P.S. SULTANGANJ, DISTRICT- BHAGALPUR
Versus
STATE OF BIHAR
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2 **23.10.2008** Heard learned counsels for the petitioners and the State.

Petitioners are accused under sections 498a, 313,315, 323, 342 of the Indian Penal Code and section 3 & 4 of the Dowry Prohibition Act.

The allegation against the petitioners are to the effect that the petitioners, who are the father-in-law and mother-in-law along with other accused persons made specific demand of rupees two lakhs from the informant and when the same was not fulfilled the informant was beaten on 18.10.2007 when she was carrying pregnancy of three months and on account of such beating blood started oozing out of her private parts and she was kept confined in a room and was not treated. However, from Annexure-3 it appears that the informant approached the doctor for medical treatment.

Learned Addl. P.P. appearing for the State submits that in view of the nature of allegation the petitioners are not entitled to be granted the privilege of anticipatory bail.

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Considering the submissions of the parties and the nature of allegation attributed against the petitioners, I am not inclined to grant them the privilege of anticipatory bail. Their prayer for grant of anticipatory bail is, accordingly, rejected.

However, on surrender in case any application for bail is filed on behalf of the petitioners in the Court below, the same shall be considered on its own merit in accordance with law without being prejudiced by the present order.

Manish/- **(Shailesh Kumar Sinha,J.)**

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